

**SUBSTITUTE
ORDINANCE BY
FINANCE/EXECUTIVE COMMITTEE**

AN ORDINANCE APPROVING A REFUND TO MILLER-GALLMAN DEVELOPERS, INC IN THE AMOUNT OF \$1,285.50 FOR IMPACT FEES PAID TO THE CITY FOR THREE (3) AFFORDABLE UNITS CONSTRUCTED AT GLEN IRIS LOFTS, 660 GLEN IRIS DRIVE; AND FOR OTHER PURPOSES.

WHEREAS, Section 19, Chapter 1 of the Atlanta Code of Ordinances provides for the assessment and collection of development impact fees for new development located within the City of Atlanta; and

WHEREAS, Section 19-1016 of the Atlanta Code of Ordinances allows for the exemption of housing developments meeting certain affordability requirements to receive full or partial exemption from the payment of development impact fees; and

WHEREAS, the Commissioner of the Department of Planning, Development and Neighborhood Conservation has determined that Units 208, 308 and 408 of the Glen Iris Lofts located at 660 Glen Iris Drive meet the affordable housing criteria for a fifty percent (50%) reduction in impact fees under the provisions of Section 19-1016 of the Atlanta Code of Ordinances; and

WHEREAS, Miller-Gallman Developers, Inc., developers of the Glen Iris Lofts paid full impact fees for these three units on August 25, 1999 in the amount of \$2,571; and

WHEREAS, Miller-Gallman Developer Inc. has requested refund of 50% or \$1,285.50 for the three units meeting the affordability criteria of Section 19-1016 of the Atlanta Code of Ordinances;

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, AS FOLLOWS:

Section 1. The Mayor or his designee is hereby authorized to refund impact fees in the amount of \$1,285.50 to Miller-Gallman Developers Inc.

Section 2: That all expenses be charged to and paid from Fund, Account, and Center 1C28 529010 M11X04519985.

Section 3: That all ordinances and parts of ordinances in conflict herewith are repealed.